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10 *Attorneys for Defendant Chase*

11  
12  
13 UNITED STATES DISTRICT COURT  
14 WESTERN DISTRICT OF WASHINGTON  
15 AT SEATTLE

16 DEBORAH H. BEATON,

17 Plaintiff,

18 NO. 2:11-cv-0872-RAJ

19 v.

20 JPMORGAN CHASE BANK N.A.,  
21 NORTHWEST TRUSTEE SERVICES, INC.

22 Defendants.

23 STIPULATION AND JOINT  
24 MOTION TO EXTEND TIME FOR  
CHASE'S REPLY BRIEFING AND  
RE-NOTE OF DEFENDANT  
CHASE'S FRCP 12(b)(6) MOTION  
TO DISMISS AND [PROPOSED]  
ORDER THEREON

25 *September 28, 2012*  
NOTING DATE: *October 1, 2012*

18 I. JOINT REPRESENTATIONS  
19

20 The parties hereto jointly represent to the Court as follows:

21 1. This litigation arises from the conduct of nonjudicial foreclosure proceedings  
22 against Plaintiff's real property by Defendants [Dkts. 1, 55];

23 STIPULATION AND JOINT MOTION TO  
24 EXTEND TIME FOR CHASE'S REPLY  
BRIEFING AND RE-NOTE OF  
DEFENDANT CHASE'S FRCP 12(b)(6)  
MOTION TO DISMISS AND  
[PROPOSED] ORDER THEREON - 1

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NO. 2:11-cv-0872-RAJ

1       2. Defendant JPMorgan Chase Bank, N.A. ("Chase"), filed its Motion to  
2 Dismiss [Dkt. 57] Plaintiff's Second Amended Verified Complaint [Dkt. 55] for failure to  
3 state a claim upon which relief may be granted, pursuant to Fed. R. Civ. P. 12(b)(6), noting  
4 the motion for consideration on September 28, 2012;

5       3. Defendant Northwest Trustee Services, Inc. ("NWTS") filed its Joinder in  
6 and Supplement of Chase's Motion to Dismiss [Dkt. 58], also noting its motion for  
7 consideration on September 28, 2012;

8       4. In response to Chase's and NWTS's dismissal motions, on September 10,  
9 2012, Plaintiff filed both an Opposition [Dkt. 59] and "Affidavit of Civil Rights Violations  
10 Committed" [Dkt. 60];

11       5. Chase's counsel was away from the office when Plaintiffs' Opposition and  
12 Affidavit were filed, did not return until September 18, 2012, and was unable to review  
13 them until after that date due to the press of business;

14       6. On short notice, Chase's counsel was unexpectedly and unavoidably  
15 required to appear for three different hearings of Motions for Temporary Restraining  
16 Orders conducted by the Snohomish County Superior Court in Everett on September 27  
17 and 28, 2012, necessitating approximately one and one-half business days that she  
18 intended to devote to drafting Chase's Reply briefing in this matter, and despite best efforts  
19 she has been unable to complete same;

20       7. All parties have graciously agreed to Chase's request to extend time for  
21 filing of its Reply briefing, and to re-note Chase's Motion to Dismiss [Dkt. 57] for  
22 consideration on October 12, 2012; and

23 STIPULATION AND JOINT MOTION TO  
24 EXTEND TIME FOR CHASE'S REPLY  
25 BRIEFING AND RE-NOTE OF  
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MOTION TO DISMISS AND  
[PROPOSED] ORDER THEREON - 2

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1       8.     Because NWTS's Joinder in and Supplement of Chase's Motion to Dismiss  
2 [Dkt. 58] is necessarily dependent on Chase's Motion to Dismiss [Dkt. 57], all parties have  
3 also agreed to re-note NWTS's dismissal motion to October 12, 2012, for judicial economy  
4 and the convenience of the Court and parties.

5           **II.     JOINT STIPULATION AND MOTION**

6           In consideration of the foregoing Joint Representations, the parties hereto, by and  
7 through their counsel of record, stipulate to and jointly move the Court for entry of an Order  
8 granting the following relief:

9       1.     Extending the time for filing Chase's Reply briefing to Plaintiff's  
10 Opposition [Dkt. 59] and "Affidavit of Civil Rights Violations Committed" [Dkt. 60] to  
11 Chase's Motion to Dismiss [Dkt. 57] to October 12, 2012;

12       2.     Re-noting Chase's Motion to Dismiss [Dkt. 57] for consideration on  
13 October 12, 2012;

14       3.     Extending the time for filing NWTS's Reply briefing to Plaintiff's  
15 Opposition [Dkt. 59] and "Affidavit of Civil Rights Violations Committed" [Dkt. 60] to  
16 NWTS's Joinder in and Supplement of Chase's Motion to Dismiss [Dkt. 58] to October  
17 12, 2012; and

18       4.     Re-noting NWTS's Joinder in and Supplement of Chase's Motion to  
19 Dismiss [Dkt. 58] for consideration on October 12, 2012.

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22  
23       STIPULATION AND JOINT MOTION TO  
24       EXTEND TIME FOR CHASE'S REPLY  
25       BRIEFING AND RE-NOTE OF  
          DEFENDANT CHASE'S FRCP 12(b)(6)  
          MOTION TO DISMISS AND  
          [PROPOSED] ORDER THEREON - 3

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1 IT IS SO STIPULATED this 28<sup>th</sup> day of September, 2012.

2 BISHOP, WHITE, MARSHALL  
3 & WEIBEL, P.S.

4 By:/s/ Barbara L. Bollero  
5 Barbara L. Bollero, WSBA #28906  
6 Attorney for Defendant JP MORGAN  
7 CHASE BANK, N.A.

8 ROUTH CRABTREE OLSEN, P.S.

9 By: /s/ Heidi E. Buck  
10 Heidi E. Buck, WSBA #41769  
11 Attorneys for Defendant  
12 NORTHWEST TRUSTEE SERVICES, INC.

13 DEBORAH R. BEATON

14   
15 Plaintiff, *Pro Se*

16 III. ORDER

17 IT IS SO ORDERED this \_\_\_\_ day of October, 2012.

18  
19 \_\_\_\_\_  
20 Richard A. Jones  
21 United States District Judge

22  
23 STIPULATION AND JOINT MOTION TO  
24 EXTEND TIME FOR CHASE'S REPLY  
25 BRIEFING AND RE-NOTE OF  
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1 CERTIFICATE OF SERVICE

2 I hereby certify under penalty of perjury of the laws of the State of Washington and  
3 the United States of America that on this 28th day of ~~October~~<sup>September</sup>, 2012, I electronically filed  
4 the following document: **STIPULATION AND JOINT MOTION TO EXTEND TIME**  
5 **FOR CHASE'S REPLY BRIEFING AND RE-NOTE OF DEFENDANT CHASE'S**  
6 **FRCP 12(b)(6) MOTION TO DISMISS AND [PROPOSED] ORDER THEREON**,  
7 with the Clerk of the Court using the CM/ECF System, which will serve notice to all  
8 parties of record in this matter.

9 On the same date, I caused to be delivered via the United States Postal Service, a  
10 copy of the aforementioned document, postage pre-paid, addressed to the following parties:

11 Deborah H. Beaton  
12 31431 46<sup>th</sup> Pl SW  
13 Federal Way WA 98023

14 <sup>September</sup>  
15 Dated this 28th day of ~~October~~<sup>September</sup>, 2012, at Seattle, Washington.

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16 /s/ Ana I. Todakonzie  
17 Ana I. Todakonzie  
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25

STIPULATION AND JOINT MOTION TO  
EXTEND TIME FOR CHASE'S REPLY  
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